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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JANUARY 15, 2002

APPLICATION OF

eLINK TELECOMMUNICATIONS
OF VIRGINIA, INC.

CASE NO. PUC010151

For certificates of public
convenience and necessity to
provide local exchange and
interexchange telecommunications
services and for interim operating
authority

FINAL ORDER

On September 10, 2001, eLink Telecommunications of Virginia, Inc. ("eLink" or "Company"), completed an application for certificates of public convenience and necessity with the State Corporation Commission ("Commission") to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia. The Company also requested authority to price its interexchange telecommunications services on a competitive basis pursuant to § 56-481.1 of the Code of Virginia and requested interim operating authority to provide local exchange and interexchange telecommunications services to existing customers of OnSite Access Local LLC ("OnSite").¹

¹ By Commission Order dated April 27, 2000, in Case No. PUC000014, OnSite was authorized to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia. On July 3 and July 19,

By Order dated October 2, 2001, the Commission directed the Company to provide notice to the public of its application, directed the Commission Staff to conduct an investigation and file a Staff Report, and granted eLink's request for interim authority to operate and provide telecommunications services to existing customers of OnSite. On November 6, 2001, eLink filed proof of publication and proof of service as required by the October 2, 2001, Order. No comments or requests for hearing were filed.

On December 5, 2001, the Staff filed its Report finding that eLink's application was in compliance with the Rules Governing the Offering of Competitive Local Exchange Telephone Service ("Local Rules") and the Rules Governing the Certification of Interexchange Carriers ("IXC Rules"). Based upon its review of eLink's application, the Staff determined it would be appropriate to grant the Company certificates to provide local exchange and interexchange telecommunications services subject to the following condition: should eLink collect customer deposits, it shall establish and maintain an escrow account for such funds held in a Virginia office of a

2001, OnSite filed an application to transfer its assets to eLink. That application was docketed as Case No. PUA010034. An Order approving the transfer of assets was issued October 26, 2001. Since the transfer would not transfer Certificate No. TT-90A authorizing OnSite to provide interexchange telecommunications services and Certificate No. T-485 authorizing OnSite to provide local exchange telecommunications services, eLink filed this application.

duly chartered state or national bank, or credit union that is unaffiliated with eLink, and shall notify the Division of Economics and Finance of the escrow arrangement and any subsequent change. Any escrow arrangement established pursuant to this requirement shall be maintained until such time as the Staff or Commission determines it is no longer necessary.

NOW THE COMMISSION, having considered the application and the Staff Report, finds that the Company should be granted certificates to provide local exchange and interexchange telecommunications services. Having considered § 56.481.1, the Commission further finds that the Company may price its interexchange telecommunications services competitively.

Accordingly, IT IS ORDERED THAT:

(1) eLink Telecommunications of Virginia, Inc., is hereby granted a certificate of public convenience and necessity, No. TT-167A, to provide interexchange telecommunications services subject to the restrictions set forth in the Commission's Rules Governing the Certification of Interexchange Carriers, § 56-265.4:4 of the Code of Virginia, and the provisions of this Order.

(2) eLink Telecommunications of Virginia, Inc., is hereby granted a certificate of public convenience and necessity, No. T-575, to provide local exchange telecommunications services subject to the restrictions set forth in the Rules Governing the

Offering of Competitive Local Exchange Telephone Service, § 56-265.4:4 of the Code of Virginia, and the provisions of this Order.

(3) Pursuant to § 56-481.1 of the Code of Virginia, the Company may price its interexchange telecommunications services competitively.

(4) The Company shall provide tariffs reflecting the eLink name to the Division of Communications within sixty (60) days of the date of this Order. The tariffs shall conform to all applicable Commission rules and regulations.

(5) Should eLink collect customer deposits, it shall establish and maintain an escrow account for such funds, held in a Virginia office of a duly chartered state or national bank, savings and loan association or savings bank, or credit union, that is unaffiliated with eLink, and shall notify the Division of Economics and Finance of the escrow arrangement and any subsequent change. Any escrow arrangement established pursuant to this requirement shall be maintained until such time as the Staff or Commission determines it is no longer necessary.

(6) There being nothing further to come before the Commission, this case shall be dismissed and the papers filed herein placed in the file for ended causes.